

Gutierrez Hall (OH) Hamburg Hamilton Hancock Harman Hastert Hefley Hefner Herger Hoagland Hobson Hochbrueckner Hoekstra Hoke Holden Houghton Hoyer Huffington Hughes Hutchinson Hutto Inglis Inhofe Istook Jacobs Jefferson Johnson (CT) Johnson (GA) Johnson (SD) Johnson, Sam Johnston Kanjorski Kaptur Kasich Kennedy Kennelly Kildee Kim Kingston Kleczka Klein Klink Klug Knollenberg Kolbe Kopetski Kreidler LaFalce Lambert Lancaster Lantos LaRocco Laughlin Lazio Leach Lehman Levin Lewis (GA) Linder Lipinski Lloyd Long Lowey Machtley Maloney Mann Manton Manzullo Margolies-Mezvinsky Markey Martinez Matsui

Mazzoli McCandless McCloskey McCrery McCurdy McDermott McHale McHugh McClinnis McKinney McMillan Meehan Menendez Meyers Mfume Miller (CA) Miller (FL) Minge Mink Moakley Molinari Montgomery Moran Morella Murphy Nadler Neal (MA) Neal (NC) Norton (DC) Nussle Oberstar Obey Olver Ortiz Orton Owens Pallone Parker Pastor Paxon Payne (NJ) Payne (VA) Pelosi Penny Peterson (FL) Peterson (MN) Petri Pickle Pombo Pomeroy Porter Portman Poshard Price (NC) Pryce (OH) Leach Quinn Rahall Ramstad Rangel Ravenel Reed Regula Reynolds Richardson Ridge Roberts Roemer Rohrabacher Romero-Barcelo (PR) Ros-Lehtinen Rostenkowski

Roth Roukema Rowland Roybal-Allard Royce Rush Sabo Sanders Sangmeister Santorum Sarpalius Sawyer Saxton Schaefer Schroeder Schumer Scott Sensenbrenner Serrano Sharp Shays Shepherd Sisisky Skaggs Skelton Slattery Slaughter Smith (NJ) Snowe Spratt Stark Stenholm Stokes Strickland Studds Stupak Sundquist Swett Swift Talent Tanner Tauzin Taylor (MS) Taylor (NC) Tejeda Thomas (WY) Thurman Torkildsen Towns Underwood (GU) Upton Valentine Velazquez Vento Visclosky Volkmer Vucanovich Walsh Washington Waters Watt Waxman Wheat Williams Wise Wolf Woolsey Wyden Wynn Yates Young (AK) Zeliff Zimmer

NOES—98

Abercrombie Archer Arney Bacchus (FL) Bachus (AL) Baker (CA) Bartlett Barton Bateman Bentley Bereuter Bevil Bilirakis Bliley Boehner Bonilla Brooks Browder Brown (CA) Brown (FL) Callahan Chapman Coleman Combust Cramer Crapo de la Garza DeLay Diaz-Balart Dornan Dreier Everett Fields (TX) Fowler Franks (NJ) Frost Gallo Gingrich Gonzalez Grams Green Hall (TX) Hansen Hastings Hayes Hilliard Horn Hunter Hyde Inslee Johnson, E.B. King Kyl Levy Lewis (CA) Lewis (FL) Lightfoot Livingston McCollum McDade McKeon Meek Mica Michel Mineta Mollohan Moorhead Murtha Myers Natcher Oxley Packard

Pickett Rogers Rose Schenk Schiff Shaw Shuster Smith (IA) Smith (MI) Smith (OR) Smith (TX) Solomon Spence Stearns Stump Thomas (CA) Thornton Torres

NOT VOTING—8

Engel Faleomavaega (AS) Henry Hinchev Sken Synar Thompson Tucker

So the amendment was agreed to. After some further time,

75.13 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. SLATTERY:

Page 21, line 16, strike "\$1,594,114,000" and insert "\$1,194,114,000".

It was decided in the affirmative { Yeas 280 Nays 150

75.14 [Roll No. 269] AYES—280

Abercrombie Allard Andrews (ME) Applegate Archer Baesler Baker (CA) Ballenger Barca Barcia Barlow Barrett (NE) Barrett (WI) Becerra Belenson Bereuter Berman Bilbray Bilirakis Bliley Boehler Brewster Brown (OH) Bunning Burton Byrner Calvert Camp Canady Cantwell Cardin Carr Castle Clay Clayton Clement Clinger Clyburn Coble Collins (GA) Collins (IL) Collins (MI) Condit Conyers Cooper Coppersmith Costello Crane Danner Deal DeFazio DeLauro Dellums Deutsch Dickey Dingell Dooley Doolittle Duncan Durbin Edwards (CA) Engel English (AZ) English (OK) Eshoo Evans Ewing Farr Fawell Filner Fingerhut Fish Flake Foglietta Ford (MI) Ford (TN) Fowler Frank (MA) Gejdenson Gekas Gillmor Gilman Glickman Goodling Gordon Goss Grandy Greenwood Gunderson Gutierrez Hall (OH) Hamburg Hamilton Hancock Harman Hastert Hefley Hefner Herger Hoagland Hobson Hoekstra Hoke Holden Houghton Huffington Hughes Hutchinson Hutto Inglis Inhofe Istook Jacobs Jefferson Johnson (GA) Johnson (SD) Johnston Kanjorski Kaptur Kennedy Kennelly Kildee Kim King Kingston Kleczka Klein Klink Klug Knollenberg Kreidler Kyl LaFalce Lambert Lancaster Lantos Lazio Leach Lehman Levin Levy Lewis (FL) Lewis (GA) Linder Lipinski Long Machtley Maloney Mann Manzullo Margolies-Mezvinsky Markey Martinez Matsui

Poshard Price (NC) Pryce (OH) Quinn Shepherd Shuster Sisisky Skaggs Slattery Slaughter Regula Richardson Ridge Rohrabacher Rostenkowski Roth Roukema Rowland Roybal-Allard Royce Sabo Sanders Sangmeister Sawyer Saxton Schroeder Schumer Sensenbrenner Serrano Sharp Shaw Shays Shepherd Shuster Sisisky Skaggs Slattery Slaughter Smith (MI) Smith (NJ) Smith (OR) Snowe Solomon Spratt Stark Stearns Stokes Strickland Studds Stupak Sundquist Swett Swift Talent Tanner Tauzin Taylor (MS)

NOES—150

Ackerman Andrews (NJ) Andrews (TX) Arney Bacchus (FL) Bachus (AL) Baker (LA) Bartlett Barton Bateman Bentley Bevil Bishop Blackwell Blute Boehner Bonilla Bonior Borski Boucher Brooks Browder Brown (CA) Brown (FL) Bryant Buyer Callahan Chapman Coleman Combust Cox Coyne Cramer Crapo Cunningham Darden de la Garza de Lugo (VI) DeLay Derrick Diaz-Balart Dicks Dixon Dornan Dreier Dunn Edwards (TX) Emerson Everett Fazio Fields (LA) Fields (TX) Franks (CT) Franks (NJ) Frost Furse Gallegly Gallo Gephardt Geren Gibbons Gilchrest Gingrich Gonzalez Goodlatte Grams Green Hall (TX) Hansen Hastings Hayes Hilliard Hochbrueckner Horn Hoyer Hunter Hyde Johnson (CT) Johnson, E.B. Johnson, Sam Kolbe Kopetski LaRocco Laughlin Lewis (CA) Lightfoot Livingston Lloyd Lowey Matsui McCloskey McCollum McCrery McDade McHale McNulty Meek Mica Michel Mineta Mollohan Moorhead Moran Murtha Myers Nadler Natcher Ortiz Oxley Packard Pastor Payne (VA) Peterson (FL) Pickett Pickle Quillen Reynolds Roberts Roemer Rogers Romero-Barcelo (PR) Ros-Lehtinen Rose Rush Santorum Sarpalius Schaefer Schenk Schiff Scott Skelton Smith (IA) Smith (TX) Spence Stenholm Stump Taylor (NC) Tejeda Thomas (CA) Torres Torricelli Towns Traficant Underwood (GU) Volkmer Walsh Whitten Wilson Yates Young (AK)

NOT VOTING—9

Faleomavaega (AS) Henry Hinchev Kasich Manton Sken Synar Thompson Tucker

So the amendment was agreed to. After some further time, The SPEAKER pro tempore, Mr. MCNULTY, assumed the Chair. When Mr. HUGHES, Chairman, reported that the Committee, having had under consideration said bill, had directed him to report the same back to the House with sundry amendments adopted by the Committee with the

recommendation that the amendments be agreed to and that the bill, as amended, do pass.

By unanimous consent, the previous question was ordered on the bill.

Mr. SOLOMON demanded a separate vote on each of the following amendments: on page 20, line 9 (the COPPER-SMITH amendment); on page 20, line 9 (the MARKEY amendment); and on page 21, line 16 (the SLATTERY amendment).

The following remaining amendments, reported from the Committee of the Whole House on the state of the Union were then agreed to:

On page 20, line 10, before the period insert the following: “. of which \$10,000,000 shall be for hydrogen research and development”

Page 21, line 22, strike the period and insert in lieu thereof the following: “. Provided further, that none of the funds made available under this section for Department of Energy facilities may be obligated or expended for food, beverages, receptions, parties, country club fees, plants or flowers pursuant to any cost-reimbursable contract.”

Page 23, line 14, strike “\$3,572,472,000” and insert “\$3,572,198,000”.

Page 38, after line 19, add the following new sections:

SEC. 502. COMPLIANCE WITH BUY AMERICAN ACT

No funds appropriated pursuant to this Act may be expended by an entity unless the entity agrees that in expending the assistance the entity will comply with sections 2 through 4 of the Act of March 3, 1933 (41 U.S.C. 10a-10c, popularly known as the “Buy American Act”).

SEC. 503. SENSE OF CONGRESS; REQUIREMENT REGARDING NOTICE

(a) PURCHASE OF AMERICAN-MADE EQUIPMENT AND PRODUCTS.—In the case of any equipment or products that may be authorized to be purchased with financial assistance provided under this Act, it is the sense of the Congress that entities receiving such assistance, purchase only American-made equipment and products.

(b) NOTICE TO RECIPIENTS OF ASSISTANCE.—In providing financial assistance under this Act, the head of each Federal agency shall provide to each recipient of the assistance a notice describing the statement made in subsection (a) by the Congress.

SEC. 504. PROHIBITION OF CONTRACTS.

If it has been finally determined by a court or Federal agency that any person intentionally affixed a label bearing a “Made in America” inscription, or any inscription with the same meaning, to any product sold in or shipped to the United States that is not made in the United States, such person shall be ineligible to receive any contract or sub-contract made with funds provided pursuant to this Act, pursuant to the debarment, suspension, and ineligibility procedures described in section 9.400 through 9.409 of title 48, Code of Federal Regulations.

The question being put, viva voce, Will the House agree to the following amendment [the COPPERSMITH amendment] on which a separate vote had been demanded?

Page 20, line 9, strike “\$3,224,534,000” and insert “\$3,192,634,000”.

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. SOLOMON demanded a recorded vote on agreeing to said amendment, which demand was supported by one-

fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 272 Nays 146

¶75.15 [Roll No. 270] AYES—272

- Abercrombie Greenwood Ortiz
Ackerman Gutierrez Orton
Allard Hall (OH) Owens
Andrews (ME) Hall (TX) Pallone
Andrews (TX) Hamburg Parker
Bacchus (FL) Hamilton Paxon
Baesler Harman Payne (NJ)
Ballenger Hastings Payne (VA)
Barca Hefley Pelosi
Barcia Hefner Penny
Barlow Herger Peterson (MN)
Barrett (WI) Hoagland Petri
Becerra Hobson Pomeroy
Berman Hoekstra Poshard
Bishop Hoke Price (NC)
Blackwell Holden Pryce (OH)
Blute Hughes Quillen
Boehlert Hutto Rahall
Borski Inglis Ramstad
Boucher Inhofe Rangel
Brewster Jacobs Ravelle
Brown (CA) Jefferson Reed
Brown (OH) Johnson (GA) Regula
Bryant Johnson (SD) Reynolds
Bunning Johnson, Sam Richardson
Byrne Johnston Ridge
Calvert Kanjorski Roemer
Cantwell Kaptur Ros-Lehtinen
Cardin Kennedy Roth
Castle Kennelly Roukema
Clay Kim Rowland
Clayton King Roybal-Allard
Clyburn Kleczka Royce
Coble Klein Rush
Collins (GA) Klink Sabo
Collins (IL) Klug Sanders
Collins (MI) Kopetski Santorum
Condit Kreidler Sarpalius
Conyers Kyl Sawyer
Cooper LaFalce Saxton
Coppersmith Lambert Schenk
Costello Lancaster Schroeder
Coyne Lantos Schumer
Danner Laughlin Scott
Darden Lazio Sensenbrenner
Deal Lehman Serrano
DeFazio Levin Sharp
DeLauro Levy Shays
Dellums Lewis (GA) Shepherd
Derrick Linder Sisisky
Deutsch Lipinski Skaggs
Diaz-Balart Long Skelton
Dickey Lowey Slattery
Dicks Machtley Slaughter
Dixon Maloney Smith (MI)
Dooley Mann Smith (NJ)
Doolittle Margolies- Snow
Duncan Mezvinsky Spratt
Dunn Markey Stark
Edwards (CA) Martinez Stearns
Edwards (TX) Mazzoli Stenholm
Engel McCandless Stokes
English (AZ) McCloskey Studts
English (OK) McCurdy Stupak
Eshoo McDermott Sundquist
Evans McHale Sweet
Farr McInnis Talent
Fields (LA) McKinney Tanner
Filner McNulty Tauzin
Fingerhut Meehan Taylor (MS)
Fish Menendez Thornton
Flake Meyers Thurman
Foglietta Mfume Torkildsen
Ford (MI) Miller (FL) Torres
Ford (TN) Minge Towns
Fowler Mink Unsoeld
Frank (MA) Moakley Upton
Franks (CT) Molinari Valentine
Furse Montgomery Velazquez
Gejdenson Moran Vento
Geren Morella Walsh
Gilchrest Murphy Washington
Gillmor Nadler Waters
Gilman Neal (MA) Watt
Glickman Neal (NC) Waxman
Goodlatte Nussle Weldon
Goodling Oberstar Wheat
Gordon Obey Williams
Grandy Olver Wise

- Woolsey Wynn Zeliff
Wyden Young (FL) Zimmer
NOES—146
Applegate Gallo Mollohan
Archer Gekas Moorhead
Bachus (AL) Gephardt Murtha
Baker (CA) Gibbons Myers
Baker (LA) Gingrich Natcher
Barrett (NE) Gonzalez Oxley
Bartlett Goss Packard
Barton Grams Pastor
Bateman Green Peterson (FL)
Bentley Gunderson Pickett
Bereuter Hancock Pickle
Bevill Hansen Pombo
Bilbray Hastert Porter
Bilirakis Hayes Portman
Bliley Hilliard Quinn
Boehner Hochbrueckner Roberts
Bonilla Horn Rogers
Bonior Houghton Rohrabacher
Brooks Hoyer Rose
Browder Huffington Rostenkowski
Brown (FL) Hunter Sangmeister
Burton Hutchinson Schaefer
Buyer Hyde Schiff
Callahan Inslee Shaw
Camp Istook Shuster
Canady Johnson (CT) Smith (IA)
Carr Johnson, E. B. Smith (OR)
Chapman Kildee Smith (TX)
Clement Kingston Solomon
Clinger Knollenberg Spence
Coleman Kolbe Strickland
Combust LaRocco Stump
Cramer Leach Swift
Crane Lewis (FL) Taylor (NC)
Crapo Lightfoot Tejada
de la Garza Livingston Thomas (CA)
DeLay Lloyd Thomas (WY)
Dornan Manzullo Torricelli
Dreier Matsui Traficant
Durbin McCollum Visclosky
Emerson McCrery Volkmer
Everett McDade Vucanovich
Ewing McHugh Walker
Fawell McKeon Whitten
Fazio McMillan Wilson
Fields (TX) Meek Wolf
Franks (NJ) Mica Yates
Frost Manton Young (AK)
Gallegly Mineta

NOT VOTING—16

- Andrews (NJ) Henry Skeen
Army Hinchey Synar
Beilenson Kasich Thompson
Cox Lewis (CA) Tucker
Cunningham Manton
Dingell Miller (CA)

So the amendment was agreed to. The question being put, viva voce, Will the House agree to the following amendment [the MARKEY amendment] on which a separate vote had been demanded?

Page 20, line 9, strike “\$3,224,534,000” and insert “\$3,199,534,000”.

The SPEAKER pro tempore, Mr. McNULTY, announced that the yeas had it.

Mr. SOLOMON demanded a recorded vote on agreeing to said amendment, which demand was supported by one-fifth of a quorum, so a recorded vote was ordered.

The vote was taken by electronic device.

It was decided in the affirmative { Yeas 329 Nays 91

¶75.16 [Roll No. 271] AYES—329

- Abercrombie Ballenger Bishop
Ackerman Barca Blackwell
Allard Barcia Blute
Andrews (ME) Barlow Boehlert
Andrews (NJ) Barrett (NE) Bonior
Andrews (TX) Barrett (WI) Borski
Applegate Becerra Boucher
Baesler Berman Brewster
Baker (LA) Bilbray Brown (CA)